

HOUSE BILL No. 1331

DIGEST OF INTRODUCED BILL

Citations Affected: IC 10-8-2-5.

Synopsis: State flag for survivors of a deceased officer. Provides that a state flag be presented to the family of a public safety officer who is killed in the line of duty.

Effective: July 1, 2003.

Adams T, Alderman, Herrell

January 14, 2003, read first time and referred to Committee on Public Policy, Ethics and Veterans Affairs.

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First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1331

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 10-8-2-5 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2003]: **Sec. 5. (a) For purposes of this section, "public safety**
4 **officer" means an individual who is:**

- 5 (1) a member of a fire department (as defined in IC 36-8-1-8);
- 6 (2) an emergency medical service provider (as defined in
- 7 IC 16-41-10-1);
- 8 (3) a member of a police department (as defined in
- 9 IC 36-8-1-9);
- 10 (4) a correctional officer (as defined in IC 5-10-10-1.5);
- 11 (5) a state police officer;
- 12 (6) a county police officer;
- 13 (7) a county police reserve officer;
- 14 (8) a county sheriff;
- 15 (9) a deputy sheriff;
- 16 (10) an excise police officer;
- 17 (11) a conservation enforcement officer;



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- (12) a town marshal;
- (13) a deputy town marshal;
- (14) a university police officer appointed under IC 20-12-3.5;
- (15) a probation officer; or
- (16) a paramedic.

(b) For purposes of this section, "dies in the line of duty" refers to a death that occurs as a direct result of personal injury or illness resulting from any action that a public safety officer, in the public safety officer's capacity as a public safety officer, is obligated or authorized by rule, regulation, condition of employment or services, or law to perform in the course of performing the public safety officer's duty.

(c) If a public safety officer dies in the line of duty, a state flag shall be presented to:

- (1) the surviving spouse;
- (2) the surviving children if there is no surviving spouse; or
- (3) the surviving parent or parents if there is no surviving spouse and there are no surviving children.

(d) The state emergency management agency shall administer this section and may adopt rules under IC 4-22-2 to implement this section.

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